

DEC 17 2004

Attorney's Docket No.: 11059-002001  
Client's Ref. No.: PH679US

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**OFFICIAL FAX NO: (703) 872-9306**

Number of pages including this page 3

Applicant : Ikuo Matsui et al.  
Serial No. : 09/369,735  
Filed : August 6, 1999

Art Unit : 1652  
Examiner : Monshipouri, Maryam


Title : METHODS FOR MAKING AND USING A THERMOPHILIC ENZYME AS A  
beta-GLYCOSIDASE (amended)

MAIL STOP AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Attached to this facsimile communication cover sheet is a NOTICE OF APPEAL (in duplicate), faxed this 17<sup>th</sup> day of December, 2004, to the United States Patent and Trademark Office.

Date: December 17, 2004

Respectfully submitted,

  
Dale L. Rieger  
Reg. No. 43,045

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NOTICE OF APPEAL

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the action dated June 18, 2004, finally rejecting claims 8-11, 14-24, 28, 30 and 31.

If a petition for an extension of time under 37 CFR §1.136 to extend the time to respond to the final rejection for 3 month(s) to and including December 18, 2004 is needed, this paper is to be considered such petition.

- ☒ The Commissioner is hereby authorized to charge \$1410.00, including \$500 for the appeal fee and \$910 for the extension of time (\$1020 for three-month extension - \$110 previously paid) or any other fees that may be due in connection with this and the attached papers, or with this application during its entire pendency to or to credit any overpayment to Deposit Account No. 06-1050. A duplicate copy of this Notice of Appeal is enclosed.

Respectfully submitted,

Date: 12/17/04

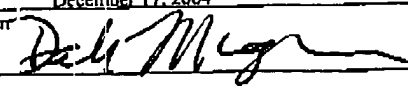
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